

PAPER NUMBER

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## NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

05/25/2004

MARGARET A. BOULWARE HENKENS & GILCHRIST 1100 LOUISIANA STREET **SUITE 1800** HOUSTON, TX 77002-5214

| EXAMINER        |  |
|-----------------|--|
| ANDRES, JANET L |  |

ART UNIT

1646 DATE MAILED: 05/25/2004

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/175,713      | 10/20/1998  | STEPHEN H. HERRMANN  | GI-5302-CON         | 7226             |

TITLE OF INVENTION: CHEMOKINE WITH AMINO-TERMINAL MODIFICATIONS

| APPLN, TYPE    | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE   |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | NO           | \$1330    | \$0             | \$1330           | 08/25/2004 |

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown

B. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.

Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

### PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

|   |   |   | or <u>Fax</u>   | (703) 746-4000  | . g 22515 1150   |  |
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|   |   |   |   | papers. Each addition   | This certificate cannot be used onal paper, such as an assignment of mailing or transmission.          | or any other accompanying the or formal drawing, mus                             |
| 759   |   |   |   |   | e e  |  |
| MARGARET A. BOULWARE<br>HENKENS & GILCHRIST<br>1100 LOUISIANA STREET<br>SUITE 1800  |   |   | Certificate of Mailing or Transmission  I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimilar transmitted to the USPTO, on the date indicated below. |   |  |  |
| HOUSTON, TX 77  | 002-5214  |   |   |   |  | (Depositor's name)   |
|   |   |   |   |   |  | (Signature)  |
|   |   |   |   |   |  | (Date)   |
| APPLICATION NO.   | FILING DATE   |   | FIRST NAMED INV   | ENTOR   | ATTORNEY DOCKET NO.  | CONFIRMATION NO.   |
| 09/175,713  | 10/20/1998  | S   | TEPHEN H. HER   | RMANN   | GI-5302-CON  | 7226   |
| TITLE OF INVENTION: CF  | HEMOKINE WITH AMING   | O-TERMINAL MO   | ODIFICATIONS  |   |  |  |
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| EXAM  | INER  | ART UN  | IT  | CLASS-SUBCLASS  |  |  |
| ANDRES,   | JANET L   | 1646  |   | 424-130100  | <del></del>  |  |
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| estimated to take 12 minut<br>completed application for<br>case. Any comments on<br>suggestions for reducing the<br>Patent and Trademark (22313-1450). DO NOT S | tion is required by 37 CFR by the public which is to for is governed by 35 U.S.C. I es to complete, including gen to the USPTO. Time with the amount of time you his burden, should be sent office, U.S. Department END FEES OR COMPLE for Patents, Alexandria, Vir | athering, preparing Il vary depending require to comple to the Chief Infon of Commerce, A ETED FORMS TO | g, and submitting to<br>upon the individu<br>tte this form and/<br>mation Officer, U.<br>Alexandria, Virgir<br>D THIS ADDRES  | ne<br>pal<br>or<br>S.   |  |  |

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|                        | GARET A. BOULWARE |            | ANDRES, JANET L      |                        |  |  |  |
| HENKENS & G            |                   |            |                      | ART UNIT               | PAPER NUMBER                           |  |  |
| SUITE 1800             |                   |            |                      | 1646                   | ······································ |  |  |
| HOUSTON, TX 77002-5214 |                   |            |                      | DATE MAILED: 05/25/200 | DATE MAILED: 05/25/2004                |  |  |

# Determination of Patent Term Extension under 35 U.S.C. 154 (b)

(application filed after June 7, 1995 but prior to May 29, 2000)

The Patent Term Extension is 681 day(s). Any patent to issue from the above-identified application will include an indication of the 681 day extension on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Extension is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.